

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

This document relates to:
*The County of Summit, Ohio, et al. v. Purdue
Pharma L.P., et al.*
Case No. 18-op-45090

MDL No. 2804

Case No. 17-md-2804

Hon. Dan Aaron Polster

**JOINDER OF DISTRIBUTORS' MOTIONS TO
DISMISS SECOND AMENDED COMPLAINT**

Defendants Henry Schein, Inc. and Henry Schein Medical Systems, Inc. (collectively, the “Schein Defendants”) hereby join in Defendants AmerisourceBergen Drug Corporation, Cardinal Health, Inc. and McKesson Corp.’s Motions to Dismiss the Second Amended Complaint and Memorandum in Support (“Motions to Dismiss”) filed on May 25, 2018 and June 8, 2018 (ECF No. 491, 1:17-md-02804-DAP and ECF No. 41, 1:18-op-45090-DAP, respectively.)

The Schein Defendants join, adopt, and incorporate by reference the legal arguments and authorities cited in the Motions to Dismiss to the extent such legal arguments and authorities impact claims brought against the Schein Defendants, including but not limited to the legal arguments and authorities cited in Sections II, III, IV, V, and VI of the Motions to Dismiss. This Joinder is made pursuant to §§ 2(g), 2(j), and 2(k) of Case Management Order One (ECF No. 232) entered April 11, 2018, in an endeavor to coordinate and consolidate briefing on all of the motions to dismiss and avoid duplicative briefing by incorporating similar arguments by reference, and the Schein Defendants reserve all rights to raise any defenses not addressed in the Motion to Dismiss and to file an individual motion to dismiss on any grounds in the future.

Accordingly, for at least the reasons set forth in the Distributors' Motion to Dismiss, the Court should dismiss all claims against the Schein Defendants, and grant the Schein Defendants any such further relief allowable at law or in equity.

Dated: June 25, 2018

Respectfully submitted,

/s/ Brandon Montminy

John P. McDonald

Texas Bar No. 13549090

jmcDonald@lockelord.com

C. Scott Jones

Texas Bar No. 24012922

sjones@lockelord.com

Brandon J. Montminy

Texas Bar No. 24088080

brandon.montminy@lockelord.com

LOCKE LORD LLP

2200 Ross Avenue, Suite 2800

Dallas, Texas 75201

Telephone: (214) 740-8000

Facsimile: (214) 740-8800

***Attorneys for Henry Schein, Inc. and Henry Schein
Medical Systems, Inc.***

CERTIFICATE OF SERVICE

I hereby certify that on June 25, 2018, I electronically filed the foregoing with the clerk of the Court using the CM/ECF system, which will send notification of such filing to the attorneys of record at their email addresses on file with the Court.

/s/ Brandon Montminy

Brandon Montminy